

Thursday, April 23, 1998**2:00 Motion to Reconsider -**

Supplemental Appropriation and amendment to the Montgomery County Public Schools FY98 Capital Budget and FY97-02 Capital Improvements Program - \$270,000 for Kingsley Wilderness Replacement Project (Planell)

Reconsidered; deferred

Tuesday, April 28, 1998

(.5) 8:15 **MEETING** with Council's Consultant on Silver Spring Redevelopment (*6th floor Council Conference Room*) (Ferber)

Cancelled open session and proceeded with closed session

9:15 PROPOSED CLOSED

SESSION to consider a matter that concerns the proposal for a business to locate, expand, or remain in the State, pursuant to State Government Article, Section 10-508 (a)(4). Topic is Silver Spring Redevelopment (*6th floor Council Conference Room*) (Faden/Ferber)

Held closed session

RECESSED: 9:35 A.M.

J. **Introduction** - Emergency Appropriation and amendment to the County Government's FY98 Capital Budget and FY97-02 Capital Improvements Program Silver Spring Redevelopment Program \$50,000 for consultant assistance (Source: Current Revenues) (See introduction of resolution Calendar and Agenda Changes, and Consent Calendar)

Agreed to add the introduction of the resolution to the Council's agenda

Public Hearing/Action is scheduled for 5/5/98 at 10:30 a.m.

9:45 **INVOCATION** - Dr. B. Ross Morrison, Pastor Emeritus, First Baptist Church of Wheaton

Invocation

RES/ORD	SUBJECT	ACTION
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9:50 **GENERAL BUSINESS**

- A. **Announcement** - Agenda and Calendar Changes (Lauer) Addendum adding Item J. for introduction by order of President Leggett; the District Council session was deferred to 5/5/98
- B. **Action** - Approval of Minutes: March 24 and April 8, 1998 (Edgar) Approved minutes as amended

(1) 9:55 **CONSENT CALENDAR**

- 13-1243** A. **Action** - Supplemental Appropriation and amendment to the County Government's FY98 Capital Budget and FY97-02 Capital Improvements Program, Circuit Court - \$991,000 for Judicial Center Renovation (Source: Current Revenue General)(McMillan)
PS Committee
recommendation will be available 4/23/98. Adopted
- 13-1244** B. **Action** - Supplemental Appropriation and amendment to the County Government's FY98 Operating Budget, Homeowners' Association Roadways Nondepartmental Account, - \$213,840 for Homeowners' Association Roadways Reimbursement Program (Source: General Fund)
T&E Committee
recommendation will be available 4/23/98. Adopted
- 13-1245** C. **Action** - Supplemental Appropriation and amendment to County Government's FY98 Operating Budget, Department of Recreation - \$40,000 for replacement of the gym floor at Plum Gar Community Center (Source: undesignated reserve in the Recreation Fund) (Sherer) Adopted
- 13-1246** D. **Action** - Abandonment of a portion of Derwood Circle (Orlin)
T&E Committee
recommendation will be available 4/23/98. Adopted

RES/ORD	SUBJECT	ACTION
13-1247	E. <u>Action</u> - Resolution providing for the Consolidation of Certain Previously Authorized Bonds for Sale and Issuance as a Single Issue (Sherer)	Adopted
13-1248	F. <u>Action</u> - Confirmation of County Executive appointment to the Taxicab Services Advisory Committee: Grace De Palma	Confirmed CE appointment
13-1249	G. <u>Action</u> - Confirmation of County Executive appointments to the Noise Control Advisory Board: Bernard J. Rod; Rudolph H. Volin; Jane Stunkel (Ferber)	Confirmed CE appointments
13-1250	H. <u>Action</u> - Confirmation of County Executive appointments to the Victim Services Advisory Board: William H. Henry, Esq., Bobby Frank Leonard, Esq.; Stacy K. Richardson, Esq.; Judith P. Aboud; Jennifer L. Brown; Samuel B. Skolnick; Margot Anderson; Marcie H. Deitch; Janice W. White, Ph.D. (Ferber)	Confirmed CE appointments
13-1251	I. <u>Action</u> - Confirmation of County Executive appointments to the Western Montgomery County Citizens Advisory Board: Eleanor M. Pisarra; Arlene Begelman; William Kominers, Esq.; John F. Wing; Beryl S. Gilmore, Esq.; Katherine Ladd Railey; Michael H. Stein, Esq.; Diana Edensword Conway (Ferber)	Confirmed CE appointments
	J. <u>Introduction</u> - Emergency Appropriation and amendment to the County Government's FY 98 Capital Budget and FY 97-02 Capital Improvements Program, Silver spring Redevelopment Program - \$50,000 for consultant assistance (Source: Current Revenues) <i>Public Hearing/Action is scheduled for 5/5/98 at 10:30 a.m.</i>	Introduced

RES/ORD	SUBJECT	ACTION
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10:00 **DISTRICT COUNCIL**
SESSION

The following items in
District Council Session were
deferred until 5/5/98

(2) A. **Introduction** - Resolution to
approve City of Gaithersburg Annexation Petition
(X-176) - Rashidian Estates
(Wilson)

(3) B. **Action** - Resolution to
establish a Filing Fee for Family Burial Site
Special Exception (Wilson)

(4) C. **Action** - Zoning Text
Amendment 98007, University Facilities - I-1
Zone (Wilson)

(5) D. **Action** - Zoning Text
Amendment 98008, Height of buildings - Planned
Retirement Community (PRC) Zone (Wilson)

(6) E. **Action** - Request for Dismissal
of Local Map Amendment: (Wilson)

Application No: G-647

Applicant: Torcato and Maria
Romano (Bruce M. Bender, Attorney)

Request: Reclassification from
the R-200 Zone to the C-4 Zone.

Property: Located at #4 Old
Bonifant Road, Silver Spring (1.1496 acres, 5th
Election District)

10:30 **WORKSESSION - FY99**
Operating Budget

(7) A. Compensation and Benefits (all agencies) (Farber/McMillan) Approved, as amended

13-1252

(8) B. Indication of Council's
intention regarding the actions necessary to
implement the Collective Bargaining Agreement
with the Fraternal Order of Police, Lodge 35
(Farber/Faden)

Approved

*MFP Committee
recommends approval.*

RES/ORD	SUBJECT	ACTION
13-1253	<p>(9) C. Indication of Council's intention regarding the actions necessary to implement the Collective Bargaining Agreement with the Municipal & County Government Employees' Organization, Local 1994 (Farber/Faden)</p> <p><i>MFP Committee recommends approval.</i></p>	Approved
(10)	<p>11:15 <u>WORKSESSION - FY99-04 Capital Improvements Program</u> - Budget Adjustment: South Germantown Recreational Park and Proposed Soccer Complex (Sherer)</p>	Reconsidered; approved Committee recommendation, as amended
(11)	<p>11:35 <u>BRIEFING</u> - Budget Adjustment: Silver Spring Redevelopment CIP projects (Ferber)</p>	Briefing; discussion
<u>RECESSED: 12:19 P.M.</u>		
(12)	<p>1:15 <u>PUBLIC HEARING</u> - Budget Adjustments: Silver Spring Redevelopment CIP projects (Ferber)</p> <p><i>PHED Committee worksession tentatively scheduled for 5/4/98 at 9:30 am.</i></p>	PH; record open until close of business 4/29/98
(13)	<p>1:30 <u>PUBLIC HEARING</u> - Zoning Text Amendment 98010, Area Requirements - I-4 Zone (Wilson)</p> <p><i>PHED Committee worksession tentatively scheduled for 5/7/98 at 2:00 pm.</i></p>	PH; record open until close of business 5/1/98
(14)	<p>1:30 <u>PUBLIC HEARING</u> - Subdivision Regulations Amendment 98-1, Specifications and Supporting Data for Record Plats (Wilson)</p> <p><i>PHED Committee worksession tentatively scheduled for 5/7/98 at 2:00 pm.</i></p>	PH; record open until close of business 5/1/98

RES/ORD	SUBJECT	ACTION
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(15) 1:30 **PUBLIC HEARING** - Emergency PH; record closed at the
 Appropriation and amendment to County conclusion of the public
 Government's FY98 Operating Budget, hearing
 Department of Correction and Rehabilitation -
 \$2,206,290 for legal settlement in the case of
Abendschein v. Montgomery County for unpaid
 meal periods (Source: General Fund
 Reserve).(McMillan)

PS Committee

*worksession tentatively scheduled for 4/29/98 at 2:00
 pm.*

(16) 2:00 **BIANNUAL REPORT** - Briefing; discussion
 Montgomery County Planning Board
 (continued) (Michaelson)

ADJOURNED: 2:17 P.M.

Memorandum reporting Receipt of
 Petitions for Council

COMMITTEE	SUBJECT	ACTION
HHS Apr 20	9:00 AM - 3CCR <u>FY99 Operating Budget</u> (1)• Health & Human Services (Planell) - Overview - Administration and Support	Received overview Worksession
PHED Apr 20	9:30 AM - 7CHR (1)• Amendment to the Master Plan for Historic Preservation: Silver Spring Train Station Complex (Arthur) (2) NDA: Housing Opportunities Commission (Wilson) (3) City of Gaithersburg Annexation Petition (X-176) - Rashidian Estates (Wilson) (4) ZTA 98007, University Facilities - I-1 Zone (Wilson) (5) ZTA 98008, Height of buildings - Planned Retirement Community (PRC) Zone (Wilson)	Deferred discussion Councilmember Hanna recommended approval for Items 2 through 5
MFP/PS Apr 20	1:00PM - 6CCR <u>PROPOSED CLOSED SESSION</u> - before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, pursuant to Maryland Code, State Government Article, Section 10-508 (a)(14). Topic is Public Safety Radio and Mobile Data System. (6th floor Council Conference Room) (McMillan/Cogan)	Held closed session
MFP Apr 20	2:00 PM - 7CHR <i>To be televised live on Channel 55</i> <u>FY99 Operating Budget</u> (1)• Briefing - Compensation and Benefits (all agencies) (Farber/McMillan) (2)• Briefing - Collective Bargaining Agreements (Faden)	Briefing; discussion Briefing; discussion

COMMITTEE	SUBJECT	ACTION
PS Apr 20	2:00PM - 6CCR <u>PROPOSED CLOSED SESSION</u> - to consult with staff, consultants, or other individuals about pending or potential litigation, pursuant to Maryland Code, State Government Article, Section 10-508 (a)(8). Topic is Fair Labor Standards Act (<i>6th floor Council Conference Room</i>) (McMillan/Cogan)	Held closed session
PS Apr 20	2:00 PM - 3CHR <u>FY99 Operating Budget</u> (1)• Fire and Rescue Services (Davidson)	Worksession
ED Apr 21	2:00 PM - 7CHR Monthly Financial Status Report from MCPS and discussion re FY98 transfer of funds for MCPS (Sherer)	Received report
	<u>FY99 Operating Budget</u> Montgomery County Public Schools (Sherer)	Worksession
HHS Apr 21	2:00 PM - 3CHR • OLO Budget Report - Child Welfare Workload Analysis (Kimball)	Briefing; discussion
	• Update - Vision and Hearing Program - Div. of School Health Services, DHHS (Planell)	Received update
PHED Apr 21	2:00 PM - 3CCR <u>FY99 Operating Budget:</u> Economic Development Fund (Ferber)	Worksession
	Economic Development (Ferber)	Worksession
	NDA: Conference and Visitor's Bureau (Ferber)	Worksession
	CIP: Silver Spring Redevelopment projects (Ferber)	Worksession
MFP Apr 22	2:00 PM - 3CCR <u>FY99 Operating Budget</u> Procurement (Arthur)	Worksession
	Utilities Management (Arthur)\	Worksession

COMMITTEE	SUBJECT	ACTION
MFP Apr 22	3:00 PM - 3CCR <u>FY99 Operating Budget</u> Action - Compensation and Benefits (Farber/McMillan)	Developed recommendations
	Action - Collective Bargaining Agreements (Faden)	Recommended approval for support of agreements with MCGEO Local 1994 and FOP Lodge 35; requested language that says future non-pension benefits are subject to the availability of funds.
	Amendment #8, Council's Contract for Independent Auditing Services - renewal for FY98 audit (Pedersen)	Deferred
	NDA: County Associations (Harrigan)	Worksession
	NDA: Public Technology, Inc. (Harrigan)	Worksession
	NDA: Metropolitan Washington Council of Governments (Harrigan)	Worksession
PS Apr 22	2:00 PM - 3CCR <u>FY99 Operating Budget</u> •Police Deployment (<i>continued from March 30</i>) (McMillan)	Worksession
	Board of License Commissioners (Ferber)	Worksession
	Liquor Control (Ferber)	Worksession
T&E Apr 22	2:00 PM - 3CHR <i>To be televised live on Channel 55</i> <u>FY99 Operating Budget</u> Washington Suburban Sanitary Commission (Hughes)	Worksession
HHS Apr 23	9:00 AM - 3CCR <u>FY99 Operating Budget</u> Libraries (Davidson)	Worksession

COMMITTEE	SUBJECT	ACTION
PHED Apr 23	9:30 AM - 7CHR <u>FY99 Operating Budget</u> NDA: Historical Activities - Historic Preservation Commission and Grant Fund, State Historic Grant (Arthur)	Worksession
	Hearing Examiner (Lauer)	Worksession
	Recreation (Sherer)	Worksession
T&E Apr 23	2:00 PM - 7CHR <u>FY99 Operating Budget</u> Urban Districts (Arthur)	Worksession; recommended approval
	FY 99 Operating Budget for the Dept of Public Works and Transportation: Transportation (DPWT), and Parking Lot Districts (Orlin)	Worksession
	CIP: Deferred DPWT projects (Orlin)	Worksession
	Abandonment of a portion of Derwood Circle (Orlin)	Recommended approval
	Supplemental Appropriation - \$213,840 for Homeowners' Association Roadways Reimbursement Program (Orlin)	Recommended approval
PS Apr 23	2:00 PM - 3CCR <u>FY99 Operating Budget</u> Criminal Justice Overview (McMillan)	Overview
	Criminal Justice Coordinating Commission (McMillan)	Worksession
	Circuit Court - Supplemental Appropriation and CIP amendment for Circuit Court - \$991,000 for Judicial Center Renovation (McMillan)	Recommended approval
	State's Attorney (McMillan)	Worksession
	Sheriff (McMillan)	Worksession

COMMITTEE	SUBJECT	ACTION
MFP Apr 23	2:00 PM - 3CHR Overview - Cable Television Franchise Renewal and Transfer (Cogan)	Received overview
	Bill 32-97, Cable Communications - Franchise Fee (Cogan)	Recommended approval with amendments
HHS Apr 24	9:00 AM - 7CHR <u>FY99 Operating Budget</u> NDA: Support for the Arts (Davidson)	Worksession
MFP Apr 24	2:00 PM - 7CHR <u>FY99 Operating Budget</u> County Attorney (Arthur)	Worksession
	Inspector General (Farber)	Recommended approval
	Geographic Information System (all agencies) (Michaelson)	Worksession
	FY 99 Operating Budget for the Interagency Technology Policy and Coordination Committee; update on workprogram (Michaelson)	Worksession
	Overview of agencies' FY99 Information Technology requests (Michaelson)	Received overviews; discussion
HHS Apr 27	9:00 AM - 7CHR <u>FY99 Operating Budget</u> Health & Human Services (Planell) - Aging and Disability Services - Public Health Services - Crisis, Income, and Victims Services	Worksession
PHED Apr 27	9:30 AM - 3CCR <u>FY99 Operating Budget</u> Board of Appeals (Lauer)	Recommended approval
	Park Police (McMillan)	Worksession
	Outcome Measures & Benchmarks for Parks (Richardson)	Discussion

COMMITTEE	SUBJECT	ACTION
PHED Apr 27 (Cont'd.)	MNCPPC: Parks (Sherer)	Worksession
	CIP: MNCPPC - Germantown Town Center Urban Park (Sherer)	Worksession
T&E Apr 27	2:00 PM - 7CHR <u>FY99 Operating Budget</u> Dept of Public Works and Transportation: Solid Waste Services, including FY99 Solid Waste Service Charges (Hughes)	Worksession
PS Apr 27	2:00 PM - 3CCR <u>FY99 Operating Budget</u> NDA: Takoma Park Police Rebate (McMillan)	Recommended approval
	Discussion - Park Police (McMillan)	Discussion
	Department of Police (McMillan)	Discussion
	Animal Control (Arthur)	Worksession; recommended approval as amended
MFP Apr 27	2:00 PM - 3CHR <u>FY99 Operating Budget</u> Take Home Car Policy (Orlin)	Discussed; requested additional information
	Finance (Sherer)	Worksession
	Risk Management (Davidson)	Worksession
	NDA: Risk Management (General Fund portion) (Davidson)	Worksession
	Debt Service (Sherer)	Discussion
	NDA: Grants to Municipalities in Lieu of Shares Tax (Sherer)	Worksession
	NDA: Municipal Tax Duplication (Sherer)	Worksession
	NDA: Future Federal/State/Other Grants (Sherer)	Worksession

COMMITTEE	SUBJECT	ACTION
PHED Apr 28	3:00 PM - 7CHR Amendment to the Master Plan for Historic Preservation: Silver Spring Train Station Complex	Recommended time for action on Master Plan be extended 60 days to allow time for parties to read agreement.
	Glenmont Transit Impact Area and Vicinity Sectional Map Amendment G 757 (Michaelson)	Recommended approval
	<u>FY99 Operating Budget</u> MNCPPC: Planning; Administration Fund (Michaelson)	Worksession